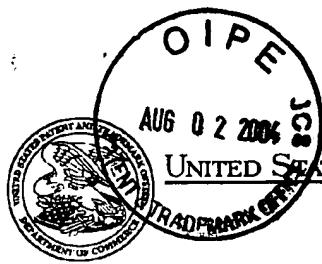


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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/799,312	03/12/2004	Roger Morris	30862.CIP

## CONFIRMATION NO. 8203

39313  
 CARL M. NAPOLITANO, PH.D.  
 ALLEN, DYER, DOPPELT, MILBRATH & GILCHRIST, P.A.  
 255 SOUTH ORANGE AVE., SUITE 1401  
 P.O. BOX 3791  
 ORLANDO, FL 32802-3791

## FORMALITIES LETTER



\*OC000000012804713\*

Date Mailed: 05/27/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

00000033 10799312  
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*A copy of this notice **MUST** be returned with the reply.*

08/03/2004 WASFAW  
 01 FC:1051

*mpony*

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PART 2 - COPY TO BE RETURNED WITH RESPONSE



Case No. 30862.CIP

THE COMMISSIONER OF PATENTS  
AND TRADEMARKS

Alexandria, VA 22313-1450

Transmitted herewith for filing in the patent application of:

Inventors: **Roger Morris et al.**  
For: **Food Borne Pathogen Sensor and Method**  
Serial No.: **10/799,312**  
Filed: **March 12, 2004**

**Enclosed are:**

Response to Notice to File Missing Parts + copy  
 A check in the amount of \$130.00 for:  
     Surcharge/Late Filing Fee or Oath or Declaration

The Commissioner is authorized to charge or credit any discrepancies in fee amounts to Deposit Account No. 01-0484.

July 27, 2004

Date

Carl M. Napolitano  
Reg. No. 37,405  
ALLEN, DYER, DOPPELT, MILBRATH & GILCHRIST  
255 South Orange Avenue - Suite 1401  
P. O. Box 3791  
Orlando, Florida 32802-3791  
PHONE: (407) 841-2330



In re Patent Application of:

**ROGER MORRIS ET AL.**

Serial No. **10/799,312**

Filing Date: **March 12, 2004**

For: **FOOD BORNE PATHOGEN SENSOR  
AND METHOD**

Art Unit: **1771**

Attorney Docket No.  
**30862.CIP**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

Responsive to the Notice to File Missing Parts mailed May 27, 2004, Applicant encloses the following:

1. The Total Filing Fee has been calculated as shown below:

CLAIMS AS FILED				
FOR	NO. FILED	NO. EXTRA	RATE	FEES
Total Claims	99	79	\$18.00	\$0.00
Indep. Claims	7	4	\$86.00	\$0.00
SURCHARGE - Late Filing Fee or Oath or Declaration				\$130.00
Assignment Recordation Fee				\$0.00
Multiple Dependent Claim Fee				\$0.00
Basic Filing Fee				\$0.00
Total Filing Fee				\$130.00

2. Copy of "Notice to File Missing Parts of Application" mailed May 27, 2004.

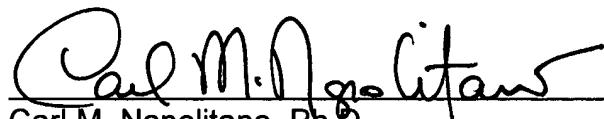
In re Patent Application of:  
**ROGER MORRIS ET AL.**  
Serial No. 10/799,312  
Filing Date: March 12, 2004

---

3. Declaration and Power of Attorney for Patent Application.

A check in the amount of \$130.00 is enclosed to cover the Total Filing Fee. The Commissioner is authorized to charge or credit any discrepancies in fee amounts to Deposit Account No. 01-0484.

Respectfully submitted,



Carl M. Napolitano, Ph.D.

Reg. No. 37,405

Allen, Dyer, Doppelt, Milbrath & Gilchrist, P.A.

255 S. Orange Avenue, Suite 1401

Post Office Box 3791

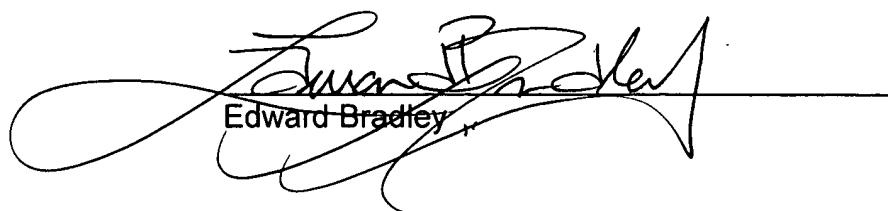
Orlando, Florida 32802

(407) 841-2330

Agent for Applicant

**CERTIFICATE OF MAILING**

I hereby certify that the foregoing is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, this 27<sup>th</sup> day of July, 2004.



Edward Bradley